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10 A Limited Liability Partnership

11 Including Professional Corporations

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20 Attorneys for Third-Party MCKESSON CORP.

21  
22 IN THE UNITED STATES DISTRICT COURT  
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24 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
25  
26 SAN FRANCISCO DIVISION

27 elcommerce.com, Inc.,

28 Plaintiff,

v.

SAP AG and SAP America, Inc.,

Defendant.

**Case No. 3:10-mc-80320 JSW (EMC)**

Related to Civil Action No. No. 2:09-CV-  
04458-JD In the Eastern District of  
Pennsylvania

**STIPULATED CONTINUANCE OF  
HEARING OF ELCOMMERCE'S  
MOTION TO COMPEL MCKESSON TO  
COMPLY WITH SUBPOENA ISSUED  
BY ELCOMMERCE ; ORDER**

Date: February 23, 2011

Time: 10:30 am

Courtroom: Courtroom C, 15th Floor

Judge: Mag. Judge Edward M. Chen

**STIPULATED CONTINUANCE OF HEARING**

Plaintiff elcommerce.com, Inc. files this Stipulated Continuance of Hearing for the hearing scheduled for February 23, 2011 at 10:30 a.m. before Magistrate Judge Edward M. Chen, 450 Golden Gate Avenue, 15th Floor, Courtroom C, San Francisco, CA 94102, on elcommerce's Motion to Compel McKesson to Comply with Subpoena Issued by elcommerce filed December 22, 2010.

elcommerce has conferred with the Courtroom Deputy Ms. Betty Lee and understands the Court is available to hear the referenced motion on May 25, 2011, at 3:00 p.m. before Magistrate Judge Edward M. Chen, 450 Golden Gate Avenue, 15th Floor, Courtroom C, San Francisco, CA 94102. McKesson's Opposition shall be due May 4, 2011. elcommerce's Reply shall be due May 11, 2011.

PLEASE TAKE NOTICE THAT elcommerce and McKesson stipulate to continue the hearing scheduled for February 23, 2011 at 10:30 a.m. before Magistrate Judge Edward M. Chen, 450 Golden Gate Avenue, 15th Floor, Courtroom C, San Francisco, CA 94102, on elcommerce's Motion to Compel McKesson to Comply with Subpoena Issued by elcommerce filed December 22, 2010, to May 25, 2011, at 3:00 p.m. before Magistrate Judge Edward M. Chen, 450 Golden Gate Avenue, 15th Floor, Courtroom C, San Francisco, CA 94102, or another time thereafter convenient to the Court. McKesson's Opposition shall be due May 4, 2011. elcommerce's Reply shall be due May 11, 2011.

McKesson has agreed to produce documents and witnesses responsive to elcommerce's subpoena in the short term. The parties have agreed to continue the hearing pending elcommerce's review of McKesson's production.

1 Dated: February 4, 2011

Respectfully submitted,

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3 CHRISTOPHER R. BENSON  
FULBRIGHT & JAWORSKI L.L.P.

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6 By /s/ Christopher R. Benson  
CHRISTOPHER R. BENSON  
7 Attorney for Plaintiff  
Elcommerce.com, Inc.

8 Dated: February 4, 2011

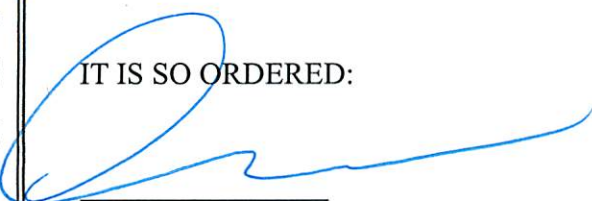
9 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP

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11 By



STEVEN H. WINICK  
BRIAN R. BLACKMAN  
Attorneys for Third-Party  
MCKESSON CORPORATION

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15 IT IS SO ORDERED:

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Edward M. Chen  
18 U.S. Magistrate Judge

19 Dated: 2/4/11

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**CERTIFICATE OF SERVICE**

I certify that this pleading was served in accordance with the Federal Rules of Civil Procedure on all known counsel of record on February 4, 2011.

/s/ J. Reid Bumgarner  
J. Reid Bumgarner